SINGLE BENCH

C.f. 1001

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

(CHHATTISGARH)

5877

Writ Petition No...../2006

PETITIONER Ram Prasidh Singh
Aged about 48 years
S/o-Devnandan Singh
R/o-Village Kondatari
Tahsil: Pusor,
District Raigarh (Chhattisgarh)

P.B. No. 5 911/06
Presented dated 27-10-06 Sitaram Das Paul

VERSUS

RESPONDENTS 1. State of Chhattisgarh,
Through: Collector
Raigarh (C.G.)

RECEIVED-COPY 2-11-06 H.C. BILASPUR

2. Hindustan Petroleum
Corporation Ltd.
Raipur Retail Region
Madina Manjil,
Second Floor,
Medical College Road,
Raipur (C.G.)

OATH COMMISSIONER APARNA MALVIYA 23/10/06 BILASPUR (CHHATTISGARH)

3. Sharad Kumar Agarwal
R/o Chandrapur,
Tehsil: Dabhra,
District: Janjgir-Champa (C.G.)

7 (2)

4. Rajkumar Agrawal,
Aged about 49 years
R/o Chandrapur,
Tehsil: Dabhra,
District: Janjgir-Champa (C.G.)

5. Govind Kumar Agarwal
Aged about 44 years
R/o Chandrapur,
Tehsil: Dabhra,
District: Janjgir-Champa (C.G.)

PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRITS OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS

103

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ

W.P. No.5877 OF 2006

PETITIONER — Ram Prasidh Singh Aged about 48 years S/o- Devnandan Singh R/o- Village Kondatari Tahsil: Pusor, District Raigarh (Chhattisgarh)

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through: Collector Janjgir - Champa Raigarh (C.G.)
2. Hindustan Petroleum Corporation Ltd. Raipur Retail Region Madina Manjil Second Floor Medical College Road, Raipur (C.G.)
3. Sharad Kumar Agarwal R/o Chandrapur, Tehsil: Dabhra, District: Janjgir- Champa (C.G.)
4. Rajkumar Agrawal, Aged about 49 years R/o Chandrapur, Tehsil: Dabhra, District: Janjgir- Champa (C.G.)
5. Govind Kumar Agarwal Aged about 44 years R/o Chandrapur, Tehsil: Dabhra, District: Janjgir- Champa (C.G.)

Corrected as per Hon'ble Court order dtd. 14-12-2006 Passed in MCC 825/06 A.R.(J)

Present: Shri Kanak Tiwari, learned Sr. Advocate with Shri Matten Siddiuqe, learned counsel for the petitioner.

Shri Yashwant Singh, learned G.A for the State / respondent No.1.

Shri Bhishma Kinger, learned counsel for respondent No.2.

ORAL ORDER
(Passed on 15th November, 2006)

The grievance of the petitioner is that having obtained dealership from the second respondent-corporation, made an application to the Collector, Raigarh, the first respondent herein, for grant of Retail Selling Licence as far back as on 30.8.2006, the first respondent has not yet considered and disposed of that application. In the circumstance, this writ petition is filed for a direction to the first respondent to grant Retail Selling License under the MP/CG Motor Spirit And High Speed Diesel Oil (Licensing And Control) Order 1980. The first respondent has not refused

license to the petitioner and the application made by the petitioner is pending consideration of the first respondent. In that view of the matter, the Court directing the first respondent to issue Retail Selling License at this stage would not arise. I think that the ends of justice would be met by directing the first respondent to consider and pass appropriate order on the application made by the petitioner within a time-frame. Accordingly, writ petition is disposed of directing the first respondent to consider the application and pass appropriate order on the application of the petitioner for grant of Retail Selling License made under the MP/CG Motor Spirit And High Speed Diesel Oil (Licensing And Control) Order 1980, if not already done, within a period of two weeks' from the date of receipt of a copy of this order.

Sd/-
Chief Justice

Indu